

#8 Amdt 2  
Smw 3-26-04



Atty. Docket No. 5043.P003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Lawrence E. Foltzer

Examiner: Payne, David C

Application No. 09/819,527

Art Unit: 2633

Filed: March 27, 2001

For: METHOD AND APPARATUS FOR  
TRANSMITTING A BIT INTERLEAVED  
OPTICAL DATA STREAM ON AN  
OPTICAL NETWORK

RECEIVED

MAR 24 2004

Technology Center 2600

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO THE OFFICE ACTION

Sir:

In response to the Office Action dated December 19, 2003, Applicant respectfully requests that the Examiner enter the following amendments and consider the following remarks.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.

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Date of Deposit

Deborah A. McGovern

Name of Person Mailing Correspondence

Deborah A. McGovern

Signature

March 19, 2004

Date



2633

Attorney's Docket No.: 5043P003

Patent

In re the Application of: Lawrence E. Foltzer

(inventor(s))

Application No.: 09/819,527Filed: March 27, 2001For: METHOD AND APPARATUS FOR TRANSMITTING A BIT INTERLEAVED OPTICAL DATA  
STREAM ON AN OPTICAL NETWORK

(title)

COMMISSIONER FOR PATENTS

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SIR: Transmitted herewith is an Amendment for the above-referenced application.

Applicant claims small entity status. See 37 CFR 1.27.

☒ No additional fee is required.

Technology Center 2600

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra
Total Claims	* 15	Minus	** 20	0
Indep. Claims	* 4	Minus	*** 4	0
<input type="checkbox"/>	<b>First Presentation of Multiple Dependent Claim(s)</b>			

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

SMALL ENTITY	
Rate	Additional Fee
X9	\$
X43	\$
+145	\$
Total Add. Fee	\$

OTHER THAN A SMALL ENTITY	
Rate	Additional Fee
X18	\$ 0
X86	\$ 0
+290	\$
Total Add. Fee	\$ 0

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on March 19, 2004

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Name of Person Mailing Correspondence

Signature

March 19, 2004

Date

\_\_\_\_\_ A check for \$ \_\_\_\_\_ is attached for processing fees under 37 C.F.R. § 1.17.  
 \_\_\_\_\_ Please charge my Deposit Account No. 02-2666 the amount of \$ \_\_\_\_\_.

**A duplicate copy of this sheet is enclosed.**

  X   The Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2666  
**(a duplicate copy of this sheet is enclosed):**


X Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.

  X   Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: 3/19/2004

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